

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q92726

Henry BUSE

Appln. No.: 10/595,063

Group Art Unit: 3728

Confirmation No.: 2042

Examiner: Julie A. AGERS

Filed: January 26, 2006

For: FLIP-TOP PACKET FOR CIGARETTES

**STATEMENT UNDER 37 C.F.R. § 1.97(e)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Sir:

The undersigned hereby states, upon information and belief:

That each item of information contained in the Information Disclosure Statement filed concurrently herewith was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of said Information Disclosure Statement.

Respectfully submitted,

/John H. Mion/  
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WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

Date: January 15, 2009